

LEGISLATIVE UPDATE & SUMMARY MINUTES

Actions of the City Council for December 13, 2021

The following legislation was considered and acted upon by the City Council of the City of Falls Church. Copies of legislation are available from the City Clerk cityclerk@fallschurchva.gov or 703-248-5014.

Call to Order: Mayor Tarter called the meeting in Council Chambers to order at 7:32 p.m. followed by the Pledge of Allegiance.

Roll Call: Upon roll call, the following members were present: Mayor Tarter, Vice Mayor Connelly, Mr. Duncan, Ms. Hardi, Mr. Litkenhous, Ms. Schantz-Hiscott, and Mr. Snyder. Also present were Mr. Shields, Ms. McCoskrie, and Ms. Heath. The City Council authorized Mr. Snyder to participate remotely in the meeting.

Proclamations and Special Presentations:

- Oath of Office Newly Elected and Re-Elected Council Members – Marybeth Connelly, Debora Schantz-Hiscott, David Snyder Caroline Lian.
- Recognition of Outgoing Council Member Litkenhous

Report of the City Manager

The following report was provided:

- The outside auditor submitted the City's audit report.

Second readings of ordinances and other items requiring public hearings

(TO21-17) ORDINANCE APPROVING DEED OF PARTIAL RELEASE OF RESTRICTIVE COVENANTS, DEED IMPOSING NEW RESTRICTIVE COVENANTS AND DEED TO VACATE EXISTING EASEMENT WHICH TRAVERSES THE CENTERLINE, FOR LOT(S) A AND B AS PART OF PROPERTY AT 405 NORTH VAN BUREN STREET RPC# 53-101-128, FALLS CHURCH, VIRGINIA, BY OWNER/APPLICANT STEPHEN HISCOTT **MOTION by Mr. Duncan, seconded by Ms. Hardi to defer action on and continue the public hearing for (TO20-17) to January 10, 2022 PASSED 5-0. (Ms. Hiscott recused herself; Mr. Litkenhous abstained.)**

(TO21-16) ORDINANCE TO AMEND, REENACT, AND RECODIFY CHAPTER 42, ARTICLE V, OF THE CODE OF THE CITY OF FALLS CHURCH TO RECONSTITUTE THE PUBLIC UTILITIES COMMISSION **MOTION by Ms. Schantz-Hiscott, seconded by Ms. Hardi to adopt (TO21-16) PASSED 7-0. (Ord. 2036)**

(TO21-14) ORDINANCE TO AMEND CHAPTER 40, "TAXATION," OF THE FALLS CHURCH CITY CODE TO ADD A NEW ARTICLE XX, TO IMPOSE A TAX ON THE USE OF CERTAIN PLASTIC BAGS **MOTION by Ms. Hardi, seconded by Ms. Schantz-Hiscott to adopt (TO21-16) PASSED 7-0. (Ord. 2037)**

(TO21-15) ORDINANCE TO AMEND ORDINANCES 2026, 2027, 2032 AND 2034 REGARDING THE BUDGET OF EXPENDITURES AND REVENUES, APPROPRIATING

FUNDS FOR FISCAL YEAR 2022 FOR THE GENERAL FUND, SCHOOL OPERATING FUND, AFFORDABLE HOUSING FUND, COMMUNITY DEVELOPMENT AUTHORITY FUND, AND THE CAPITAL IMPROVEMENT PROGRAM FUNDS **MOTION by Ms. Hardi, seconded by Ms. Schantz-Hiscott to adopt (TO21-16) PASSED 7-0. (Ord. 2038)**

Resolutions and first readings of ordinances

(One City Center) **(TR21-09) RESOLUTION TO GRANT A SPECIAL EXCEPTION FOR RESIDENTIAL USES WITHIN A MIXED USE DEVELOPMENT PROJECT AND TO INCREASE THE BUILDING HEIGHT WITH A BONUS OF FORTY (40) FEET TO A MAXIMUM HEIGHT OF ONE HUNDRED AND FIFTEEN (115) FEET FOR A DEVELOPMENT PROJECT ON APPROXIMATELY 4.63 ACRES OF LAND LOCATED AT 101, 191, AND 201 WEST BROAD STREETS, AND 150 SOUTH WASHINGTON STREET, AND A PARCEL ON SOUTH MAPLE AVENUE (REAL PROPERTY CODE NUMBERS 52-305-027, 52-305-024, 52-309-119, 52-305-014 AND 52-309-116), ON APPLICATION BY ATLANTIC REALTY COMPANIES INC. MOTION by Mr. Duncan, seconded by Mr. Litkenhous to refer (TR21-09) to the Planning Commission, Architectural Advisory Board, Economic Development Authority, Housing Commission, Environmental Sustainability Council, Urban Forestry Commission, Citizens' Advisory Committee on Transportation, Recreation & Parks Advisory Board, Arts and Humanities Council of Falls Church, Library Board of Trustees, Historical Commission, Human Services Advisory Council, Village Preservation and Improvement Society, and Greater Falls Church Chamber of Commerce, schedule public hearing and final consideration for May 9, 2022, and advertise the same according to law PASSED 6-1. (Mr. Snyder – NAY.)**

(TR21-45) RESOLUTION PROVIDING GUIDANCE ON THE DEVELOPMENT OF THE FY2023 BUDGET MOTION by Mr. Snyder, seconded by Mr. Litkenhous to adopt (TR21-45) as revised and discussed PASSED 7-0. (Res. 2021-45)

(TR21-39) RESOLUTION ADOPTING THE CITY OF FALLS CHURCH 2022 LEGISLATIVE PROGRAM MOTION by Mr. Mr. Duncan, seconded by Ms. Schantz-Hiscott to adopt (TR21-45) as revised and discussed PASSED 7-0. (Res. 2021-46)

Consent items

MOTION by Ms. Connelly, seconded by Ms. Schantz-Hiscott to approve the consent agenda PASSED 7-0.

APPOINTMENTS- APPROVED

Appointment: Hannah Jordan – Housing Commission - 01/01/22 – 12/31/24

Reappointment: Jonathan Ross – Historical Commission - 09/01/21 – 08/31/24

Reappointment: Linda Valentino – Historic Architectural Review Board - 02/01/22 – 01/31/26

Reappointment: David Calabrese – Board of Zoning Appeals – 01/01/22 – 12/31/25

Closed Session

Upon proper motion, at 12:25 a.m., December 14, 2021, City Council entered closed session (1) pursuant to Virginia Code section § 2.2-3711.(A)(3) for “Discussion or consideration of ... the disposition of publicly held real property, where discussion in an open meeting would adversely

affect the bargaining position or negotiating strategy of the public body.” [Property north of high school, currently leased to Virginia Tech.]

Upon proper motion, City Council reconvened in open session at 1:07 a.m.

Adjournment

Upon proper motion, the meeting was adjourned at 1:08 a.m. on 12-14-21.

| Legislation | Action |
|---------------------------------|-------------------------------------|
| (TO21-17) | FCNP ad 01-06-22 |
| (TR21-32) (removed from agenda) | FCNP ad 01-06-22 |
| (TR21-39) | Refer & FCNP ad 4-21-22 and 4-28-22 |
| Ord. 2036 (TO21-16) | Record |
| Ord. 2037 (TO21-14) | Record and codify |
| Ord. 2038 (TO21-15) | Record |
| Res. 2021-45 (TR21-45) | Record |
| Res. 2021-46 (TR21-39) | Record |
| APPOINTMENTS | Record and notify |